IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 31ST JULY 2006 / 9TH SRAVANA 1928

Bail Appl..No. 4601 of 2006

(CRIME NO.231/2006 OF NOORANAD POLICE STATION)

PETITIONER/ACCUSED

PUSHPAN @ PUSHPANGADAN,
AGED 45 YEARS, S/O.GOPALAN,
EERIKKATHARAYIL, ELLIPPAKULAM MURI,
VALLIKKUNNAM VILLAGE, NOORANAD.

BY ADV. SRI.RASHEED C.NOORANAD

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4601/2006

DATED THIS THE 31ST DAY OF JULY, 2006

O R D E R

The petitioner is accused, in crime No.231/2006 of Nooranad Police Station, the offence alleged against him being under Sections 52-A and 52-A(2)(b) of the Copy Right Act and it is alleged that the petitioner, who is conducting a video shop as 'Chithra Videos' at Nooranad, was found in illegal possession of cassets of popular cinemas like 'Pachakkuthira' and 'Chinthamani Kolakkese'. He is before this Court, under Section 438 Cr.P.C.

2. I heard both sides. Considering the facts and circumstances of this case, I direct the petitioner to surrender before the Investigating Officer of crime No.231/2006 of Nooranad Police Station, on 3.8.2006 between 10.00 a.m and 11.00 a.m. After interrogation, the Investigating Officer shall produce him before the Judicial Magistrate of First Class, Mavelikkara, as per the law. If no application for police custody is sought for by the

Investigating Officer, or the said prayer is declined by the Court below, the learned Magistrate shall release the petitioner on bail, imposing such conditions, as are deemed necessary, including the report of the petitioner before the investigating officer.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs